

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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RICHARD B. RABATIN,

Plaintiff(s),

**ORDER**  
CV 04-1174(SLT)(WDW)

-against-

DENNIS M. CAVANAUGH, Individually and  
as a Police Officer of the Riverhead Town Police  
Department; and TOWN OF RIVERHEAD,

Defendant(s).

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**WALL, Magistrate Judge:**

Before the court is an application by the defendants for an *in camera* review of defendant Cavanaugh's personnel file, which the plaintiff has demanded in discovery. The undersigned has reviewed the file, and finds that none of the contents are relevant to the plaintiff's claims or relevant to the subject matter of the action and need not be produced. *See* Fed. R. Civ. P. 26 (b).

Dated: Central Islip, New York  
June 28, 2005

**SO ORDERED:**

/s/ William D. Wall  
WILLIAM D. WALL  
United States Magistrate Judge